



EUROPEAN COMMISSION
DG Competition

Case M.9262 - ADM / GLEADELL AGRICULTURE

Only the English text is available and authentic.

**REGULATION (EC) No 139/2004
MERGER PROCEDURE**

Article 6(1)(b) NON-OPPOSITION
Date: 14/02/2019

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EUROPEAN COMMISSION

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PUBLIC VERSION

To the notifying party

**Subject: Case M.9262 - ADM / GLEADELL AGRICULTURE
Commission decision pursuant to Article 6(1)(b) of Council Regulation (EC)
No 139/2004¹ and Article 57 of the Agreement on the European Economic Area²**

Dear Sir or Madam,

1. On 23 January 2019, the European Commission received notification of a proposed concentration pursuant to Article 4 of the Merger Regulation by which ADM Arkady Limited (“ADM”, United Kingdom) acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of the whole of Gleadell Agriculture Limited (“Gleadell”, United Kingdom), jointly controlled by ADM and Invivo Grains. The concentration is accomplished by way of purchase of shares.³
2. The business activities of the undertakings concerned are:
 - for ADM: (i) processing of oilseeds, rapeseed, corn, sugar, wheat and other agricultural commodities; and (ii) manufacturing of vegetable oils and fats, vegetable protein, meal, corn, sweeteners, flour, biodiesel, ethanol and other value added food and feed ingredients.
 - for Gleadell: (i) supply of millers, maltsers, feed compounders and other consumers of grain; and (ii) export of grains, oilseeds and pulses.

¹ OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation'). With effect from 1 December 2009, the Treaty on the Functioning of the European Union ('TFEU') has introduced certain changes, such as the replacement of 'Community' by 'Union' and 'common market' by 'internal market'. The terminology of the TFEU will be used throughout this decision.

² OJ L 1, 3.1.1994, p. 3 (the 'EEA Agreement').

³ Publication in the Official Journal of the European Union No C 38, 31.01.2019, p. 24.

3. After examination of the notification, the European Commission has concluded that the notified operation falls within the scope of the Merger Regulation and of paragraph 5(d) of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No 139/2004.⁴
4. For the reasons set out in the Notice on a simplified procedure, the European Commission has decided not to oppose the notified operation and to declare it compatible with the internal market and with the EEA Agreement. This decision is adopted in application of Article 6(1)(b) of the Merger Regulation and Article 57 of the EEA Agreement.

For the Commission

(Signed)
Johannes LAITENBERGER
Director-General

⁴ OJ C 366, 14.12.2013, p. 5.